

For Division Use:  
File No.: M/023/053  
Effective Date: 7/31/2001  
DOGM Lead: TM

STATE OF UTAH  
DEPARTMENT OF NATURAL RESOURCES  
DIVISION OF OIL, GAS AND MINING  
1594 West North Temple, Suite 1210  
Box 145801  
Salt Lake City, Utah 84114-5801  
Telephone: (801) 538-5291  
Fax: (801) 359-3940

RECEIVED

JUL 26 2001

DIVISION OF  
OIL, GAS AND MINING

TRANSFER OF NOTICE OF INTENTION  
LARGE MINING OPERATIONS

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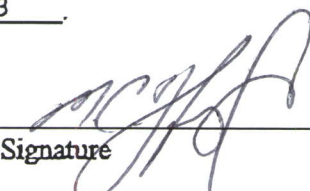
1. (a) Notice of Intention to be transferred (file number): M/023/053  
(b) Name of mining operation: Hogs Back Project  
(c) Location of mining operation (county): Juab County  
(d) Name, telephone number and mailing address of the operator currently holding the notice of intention (transferor):  
Brush Wellman Inc.  
P. O. Box 815  
Delta, Utah 84624
2. (a) Name, telephone number and mailing address of the operator acquiring the notice of intention (transferee):  
Brush Resources Inc.  
P. O. Box 815  
Delta, Utah 84624  
(b) Name, telephone number and address of the authorized representatives of the Transferee to whom any notices under the provisions of the Utah Mined Land Reclamation Act may be sent:  
Donald J. McMillan (435) 864-2701  
Brush Resources Inc.  
Delta, Utah
3. (a) The total number of disturbed acres permitted and bonded under the approved Large Mining Notice of Intention: 18 Acres

- (b) Complete Appendix "A"(attached), a legal description of the approved and bonded disturbed acreage (include: Township(s), Range(s), and section(s), *to the 1/4, 1/4, 1/4 section*, and the county).
  - (c) The actual number of acres disturbed by the mining operation through the date of this transfer: 18 Acres
  - (d) Attach a topographic map (labeled as Appendix "B") of suitable scale which clearly outlines the existing disturbed area boundaries through the date of this transfer (max. scale, 1 inch = 500 ft., 1 inch = 200 ft., or larger scale is preferred). Label disturbed areas as appropriate.
4. This application must be accompanied by a fully executed and signed Reclamation Contract (Form MR-RC) and an acceptable form of replacement reclamation surety.

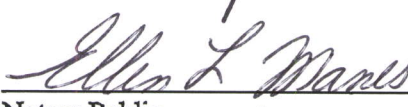
STATE OF OHIO )  
 ) ss.  
COUNTY OF CUYAHOGA )

## SWORN STATEMENT OF TRANSFEROR

I, Michael C. Hasychak being first duly sworn under oath, depose and say that I am VP, Treasurer & Sec. (officer or agent) of Brush Wellman Inc. (Corporation/Company Name); and that I am duly authorized to execute and deliver the foregoing obligations; that I have read the said application and fully understand the contents thereof, that all statements contained in the transfer application are true and correct to the best of my knowledge and belief. By execution of this statement I certify that the Transferor is in full compliance with the Utah Mined Land Reclamation Act, the Rules and Regulations promulgated thereunder, and the terms and conditions of Notice of Intention No. M/023/053.

  
SignatureMICHAEL C. HASYCHAK  
Name (type or print)VP, SECRETARY + TREASURER  
Title

Subscribed and sworn before me this 20<sup>th</sup> day of July, 20 01.

  
Notary Public

Residing at: State of Ohio  
County of Cuyahoga

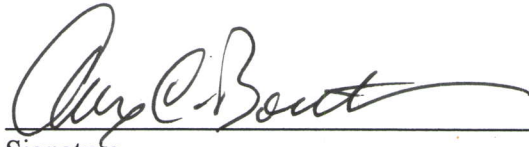
My commission Expires:

March 25, 2006.

STATE OF Utah )  
 ) ss.  
COUNTY OF Millard )

FINAL SWORN STATEMENT OF TRANSFEREE

I, Alex C. Boulton being first duly sworn under oath, depose and say that I am Vice President (officer or agent) of Brush Resources Inc. (Corporation/Company Name); and that I am duly authorized to execute and deliver the foregoing obligations; that I have read the application and fully understand the contents thereof; that all statements contained in the transfer application are true and correct to the best of my knowledge and belief. By execution of this statement, the Transferee agrees to be bound by the terms and conditions of Notice of Intention No. M/023/053, the Utah Mined Land Reclamation Act, and the Rules and Regulations promulgated thereunder.

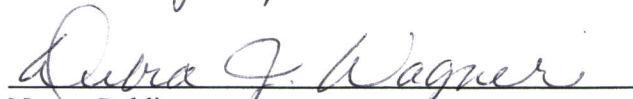


Signature

Alex C. Boulton  
Name (type or print)

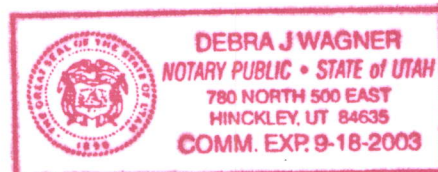
Vice President  
Title

Subscribed and sworn before me this 17<sup>th</sup> day of July, 2001.

  
Notary Public  
Residing at: Hinckley, Utah

My commission Expires:

09/18, 2003.





## CERTIFICATION OF APPROVAL

This is to certify that I have examined the foregoing application and do hereby grant approval of same, subject to the following limitations and conditions:

- (a) This large mining permit transfer grants only the right to affect the lands as described in Appendix "A" (attached).
- (b) The transferee has provided to the Division a fully executed and signed Reclamation Contract (Form MR-RC) and an acceptable form of replacement reclamation surety. The surety shall be effective on or before the date of transfer.
- (c) The transferee, or such other person as required by UCA 1953, Title 40-8, has acquired the legal right to mine said lands as described in Appendix "A".
- (d) A topographic map of suitable scale is attached (as Appendix "B") which clearly outlines and labels the existing disturbed area boundaries through the date of this transfer.

COMMENTS:

APPROVED: Lowell P. Braxton  
Lowell P. Braxton, Director  
Division of Oil, Gas and Mining

Effective Date: 7/31/01  
NOI No.: M/02.3/053



## APPENDIX "A"

<u>Brush Resources Inc.</u>	<u>Hogs Back Project</u>
New Operator	Mine Name
<u>M/023/053</u>	<u>Juab</u> County, Utah
Permit Number	

The legal description of the lands to be disturbed is (Township, Range and section(s) to the 1/4, 1/4, 1/4 section):

SW 1/4 and SE 1/4 of Section 35, T12S, R12W SLBM and in Lot 2 and Lot 3 of Section 2, T13S, R12W, SLBM.